

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

THE CHICAGO PARK DISTRICT, an Illinois
Municipal Corporation

Plaintiff,

v.

THE CHICAGO BEARS FOOTBALL CLUB, Inc.,
a Delaware Corporation, and THE CHICAGO
BEARS STADIUM, LLC, a Delaware Limited
Liability Company,

Defendants.

Case No. 06-CV-3957

Honorable Blanche M. Manning
Magistrate Judge Schenkier

**DEFENDANTS' CORRECTED MOTION TO DISMISS THE COMPLAINT OR, IN THE
ALTERNATIVE, TO STAY THESE COURT PROCEEDINGS PENDING
ARBITRATION¹**

Defendants hereby move the Court, pursuant to Fed. R. Civ. P. 12(b)(1), to dismiss the Plaintiff's Complaint for lack of subject-matter jurisdiction over the claim for the reasons stated in the accompanying memorandum of law. In the alternative, Defendants move the Court, pursuant to 9 U.S.C. § 3, to stay these proceedings pending arbitration for reasons also stated in the accompanying memorandum of law.

¹ Defendants are filing this Corrected Motion and Memorandum merely to clarify a potential misunderstanding in the title of the original pleadings to make it clear that the relief being sought in the alternative is to stay these court proceedings and not the arbitration.

Dated: August 2, 2006

Respectfully submitted,

The Chicago Bears Football Club, Inc. And
The Chicago Bears Stadium, LLC

By: /s/ Patricia J. Fokuo

John N. Scholnick (ARDC #3125176)

Jay Williams (ARDC # 6195934)

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CERTIFICATE OF SERVICE

I, Patricia J. Fokuo, an attorney, hereby certify that I have served copies of the foregoing **Amended Notice of Motion, Corrected Motion, and Memorandum In Support Of Defendants' Corrected Motion To Dismiss The Complaint Or, In The Alternative, To Stay These Court Proceedings Pending Arbitration**, by electronic filing and via messenger, to the persons listed below on this 2nd day of August, 2006.

Richard W. Burke
George J. Lynch
Aaron H. Stanton
Burke, Warren, MacKay & Serritella, P.C.
330 N. Wabash Ave., 22nd Floor
Chicago, Illinois 60611-3607

/s/ Patricia J. Fokuo

Patricia J. Fokuo